

sioners shall not have any authority to proceed in the levying of said tax under the provision of this act.

SEC. 8. This act shall be in force from and after its ratification.

Ratified the 10th day of March, 1879.

## CHAPTER 173.

AN ACT TO AMEND CHAPTER TWENTY OF LAWS OF ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SIX AND ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN.

*The General Assembly of North Carolina do enact :*

Chap. 20, sec. 1,  
acts 1876-'77,  
amended.

Commissioners ap-  
pointed to receive  
subscriptions to  
build turnpike  
from Marion to  
Burnsville.

Route.

Width of road.

SECTION 1. That section one of chapter twenty of the laws of one thousand eight hundred and seventy-six and one thousand eight hundred and seventy-seven be amended to read as follows: That Jason Ballew, John Carson, John S. Brown, Thomas Young, G. D. Ray and Solomon W. Carter be and they are hereby appointed commissioners, with power and authority to open books of subscription and receive subscriptions to the amount of ten thousand dollars, which sum shall constitute the capital stock of the company, for the purpose of laying out, making and keeping in repair a turnpike, commencing at Marion, in McDowell county, and thence by way of John Carson's to the mouth of Buck Creek; thence up the same to Buck Creek Gap, on the Yancey county line; thence down the Still Fork of Toe river to Toe river; thence down the same to or near Hutchinson's farm; thence the most practicable route to Burnsville, in Yancey county; the said road to be sixteen feet wide, clear of obstructions except when side cutting is necessary, when it shall be not less than twelve feet wide, and of such easy grade as may be practicable. The said capital